

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

Declaration and Power of Attorney

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Network-Based Method For Notification Of The Best Time To Call**, specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this oath or declaration.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, 119 (a-d) or 365(a-b) of any PCT or foreign application(s) for patent or inventors' certificate listed below or priority benefits under 119(e) of any United States provisional application(s) listed below and have also identified below any foreign application for patent or inventors' certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, 112, we acknowledge the duty to disclose all information known to us to be material to patentability as defined in Title 37, Code of Federal Regulations, 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

None

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorney(s) with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

Samuel H. Dworetsky	(Reg. No. 27873)	Robert B. Levy	(Reg. No. 28234)
Thomas A. Restaino	(Reg. No. 33444)	Susan E. McGahan	(Reg. No. 35948)
Robert T. Canavan	(Reg. No. 37592)	Gary H. Monka	(Reg. No. 35290)
Michele L. Conover	(Reg. No. 34962)	Jeffrey M. Navon	(Reg. No. 32711)
Cedric G. DeLaCruz	(Reg. No. 36498)	Alfred G. Steinmetz	(Reg. No. 22971)
Thomas M. Isaacson	(Reg. No. 44166)	Christine Szwerc	(Reg. No. 43177)
Benjamin S. Lee	(Reg. No. 42787)		

I also appoint Thomas H. Jackson (Reg. No. 29808), Frederic M. Meeker (Reg. No. 35282), Thomas L. Peterson (Reg. No. 30969) and Darrell G. Mottley (Reg. No. 42912) of Banner & Witcoff as associate attorneys, with full power to prosecute said application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

Please address all correspondence to Mr. S. H. Dworetsky, AT&T Corp., P.O. Box 4110, Middletown, New Jersey 07748. Telephone calls should be made to Robert B. Levy at 908-221-5714.

Full name of sole inventor: Frederick Murray Burg

Inventor's signature Frederick Murray Burg Date 10/23/01

Residence: West Long Branch, Monmouth County, New Jersey

Citizenship: United States of America

Post Office Address: 62 Golf Street
West Long Branch, New Jersey 07764

ASSIGNMENT AND AGREEMENT

For value received, I, Frederick Murray Burg., of West Long Branch in the County of Monmouth and State of New Jersey, hereby sell, assign and transfer to AT&T Corp., a corporation of the State of New York, having an office at 32 Avenue of the Americas, New York, New York 10013-2412, U.S.A., and its successors, assigns and legal representatives, the entire right, title and interest, for the United States of America, in and to certain inventions related to **Network-Based Method For Notification Of The Best Time To Call** described in an application for Letters Patent of the United States, executed by me of even date herewith, and all the rights and privileges in said application and under any and all Letters Patent that may be granted in the United States for said inventions; and I also concurrently hereby sell, assign and transfer to AT&T Corp. the entire right, title and interest in and to said inventions for all countries foreign to the United States, including all rights of priority arising from the application aforesaid, and all the rights and privileges under any and all forms of protection, including Letters Patent, that may be granted in said countries foreign to the United States for said inventions.

I authorize AT&T Corp. to make application for such protection in its own name and maintain such protection in any and all countries foreign to the United States, and to invoke and claim for any application for patent or other form of protection for said inventions, without further authorization from me, any and all benefits, including the right of priority provided by any and all treaties, conventions, or agreements.

I hereby consent that a copy of this assignment shall be deemed a full legal and formal equivalent of any document which may be required in any country in proof of the right of AT&T Corp. to apply for patent or other form of protection for said inventions and to claim the aforesaid benefit of the right of priority.

I request that any and all patents for said inventions be issued to AT&T Corp. in the United States and in all countries foreign to the United States, or to such nominees as AT&T Corp. may designate.

I agree that, when requested, I shall, without charge to AT&T Corp. but at its expense, sign all papers, and do all acts which may be necessary, desirable or convenient in connection with said applications, patents, or other forms of protection.

Frederick Murray Burg
Frederick Murray Burg

Date: 10/23/01

United States of America)

State of New Jersey)

County of Monmouth)

On this 23rd day of October, 2001, before me personally came Frederick Murray Burg to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of the same.

Maria G. Altieri
Notary Public

AT&T Corp.
P.O. Box 4110
Middletown, New Jersey 07748-4110

MARIA G. ALTIERI
NOTARY PUBLIC OF NEW JERSEY
My Comm. Expires Oct. 24, 2002